

1 **HOFLAND & TOMSHECK**
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6 **IN THE UNITED STATES DISTRICT COURT**

7 **FOR THE DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA

Case No.: 2:21-cr-00184-JCM-NJK

9 Plaintiff,

10 vs.

11 OFIR FRIEDEN,

12 Stipulation and Order to Continue
13 Sentencing
14 (First Request)

15 Defendant.

16 IT IS HEREBY STIPULATED AND AGREED, by and between JASON M. FRIERSON,
17 United States Attorney, and DANIEL SCHIESS, ESQ., Assistant United States Attorney,
18 counsel for the United States of America, and JOSHUA TOMSHECK, ESQ., counsel for
19 Defendant, OFIR FRIEDEN, that the Sentencing and Disposition currently scheduled for
20 May 31, 2023 at 10:30 a.m. be continued to a date convenient for the Court no earlier than
21 August 14, 2023.

22 This stipulation is entered into for the following reasons:

23 1. This is the first Sentencing and Disposition continuance request.

24 2. Counsel for the Defendant needs additional time to review and prepare for
25 Sentencing. Additionally, counsel have prearranged leave scheduled for the
26 month of July and therefore designed this stipulation to accommodate those
27 absences.

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1 3. Mr. Frieden has family in Israel that may want to attend the sentencing proceeding
2 either in person or by video. Setting a firm date for the sentencing sometime in
3 the future will assist planning.
4 4. The parties agree to the continuance.
5 5. The defendant is not in custody and does not object to this continuance.
6 6. Additionally, denial of this request for continuance could result in a miscarriage
7 of justice.
8 7. For the above stated reasons, the parties agree that a continuance of the Sentencing
9 and Disposition would best serve the ends of justice in this case.

10 DATED this 24th day of May, 2023.

11 Respectfully submitted,

12 HOFLAND & TOMSHECK

13 /s/ Joshua Tomsheck
14 JOSHUA TOMSHECK, ESQ.
15 Counsel for Defendant
16 OFIR FRIEDEN

17 JASON M. FRIERSON
18 United States Attorney

19 /s/ Daniel Schiess
20 DANIEL SCHIESS, ESQ.
21 Assistant United States Attorney

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Attorney for Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

UNITED STATES OF AMERICA

Plaintiff,

VS.

OFIR FRIEDEN,

Defendant.

Case No.: 2:21-cr-00184-JCM-NJK

**Stipulation and Order to Continue
Sentencing
(First Request)**

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

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1. This is the first Sentencing and Disposition continuance request.
2. Counsel for the Defendant needs additional time to review and prepare for Sentencing. Additionally, counsel have prearranged leave scheduled for the month of July and therefore designed this stipulation to accommodate those absences.
3. Mr. Frieden has family in Israel that may want to attend the sentencing proceeding either in person or by video. Setting a firm date for the sentencing sometime in the future will assist planning.
4. The parties agree to the continuance.
5. The defendant is not in custody and does not object to this continuance.

6. Additionally, denial of this request for continuance could result in a miscarriage of justice.

7. For the above stated reasons, the parties agree that a continuance of the Sentencing and Disposition would best serve the ends of justice in this case.

ORDER

IT IS HEREBY ORDERED, that Sentencing and Disposition currently scheduled for May 31, 2023 at 10:30 a.m. be continued to **August 18, 2023, at 10:00 a.m.**

DATED May 26, 2023.

UNITED STATES DISTRICT JUDGE

Respectfully Submitted By:

/s/ Joshua Tomsheck

Joshua Tomsheck, Esq.
Nevada Bar No. 009210
Attorney for Defendant